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APPLICATION NO.	F	ILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/687,654	•	10/13/2000	Dan Molander	082329/0103	6641	
27433	7590 09/20/2004			EXAM	EXAMINER	
FOLEY & LARDNER				CASTELLANO, STEPHEN J		
321 NORTH	I CLARK	STREET		<del></del>		
SUITE 2800	)			ART UNIT	PAPER NUMBER	
CHICAGO,	IL 6061	0-4764		3727		
				DATE MAILED, 00/20/200	4	

Please find below and/or attached an Office communication concerning this application or proceeding.

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## Notification of Non-Compliance With 37 CFR 1.192(c)

Application No.		Applicant(s)	
	09/687,654	MOLANDER, DAN	
	Examiner	Art Unit	
	Stephen J. Castellano	3727	

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

The Appeal Brief filed on <u>12 July 2004</u> is defective for failure to comply with one or more provisions of 37 CFR 1.192(c). See MPEP § 1206.

To avoid dismissal of the appeal, applicant must file IN TRIPLICATE a complete new brief in compliance with 37 CFR 1.192(c) within the longest of any of the following three TIME PERIODS: (1) ONE MONTH or THIRTY DAYS from the mailing date of this Notification, whichever is longer; (2) TWO MONTHS from the date of the notice of appeal; or (3) within the period for reply to the action from which this appeal was taken. EXTENSIONS OF THESE TIME PERIODS MAY BE GRANTED UNDER 37 CFR 1.136.

1.	Ц	heading or in the proper order.
2.	$\boxtimes$	The brief does not contain a statement of the status of all claims, pending or cancelled, or does not identify the appealed claims (37 CFR 1.192(c)(3)).
3.		At least one amendment has been filed subsequent to the final rejection, and the brief does not contain a statement of the status of each such amendment (37 CFR 1.192(c)(4)).
4.	$\boxtimes$	The brief does not contain a concise explanation of the claimed invention, referring to the specification by page and line number and to the drawing, if any, by reference characters (37 CFR 1.192(c)(5)).
5.	$\boxtimes$	The brief does not contain a concise statement of the issues presented for review (37 CFR 1.192(c)(6)).
6.		A single ground of rejection has been applied to two or more claims in this application, and
	(a)	the brief omits the statement required by 37 CFR 1.192(c)(7) that one or more claims do not stand or fall together, yet presents arguments in support thereof in the argument section of the brief.
	(b)	the brief includes the statement required by 37 CFR 1.192(c)(7) that one or more claims do not stand or fatogether, yet does not present arguments in support thereof in the argument section of the brief.
7.		The brief does not present an argument under a separate heading for each issue on appeal (37 CFR 1.192(c)(8)
8.		The brief does not contain a correct copy of the appealed claims as an appendix thereto (37 CFR 1.192(c)(9))
9.		Other (including any explanation in support of the above items):
		Item 2: The status of claim 12 is not mentioned and it doesn't state which claims are finally rejected.  Item 4: The summary is incomplete because there is no reference to page and line numbers.  Item 5: Several of the issues have not been properly stated (e.g., the third issue should be stated as Focke in view of Lewallen and Delamour.
		Note: The rules for filing a brief have changed as of September 13, 2004, file the brief in accordance with the new rules.

Stephen J. Castellano Primary Examiner Art Unit: 3727